

REMARKS

STATUS OF CLAIMS

Claims 1, 5-9, 11-16, 18-20, 22, 23, and 28-32 are presently pending in the application and are presented for examination.

Species Election Requirement

The Office Communication mailed April 16, 2010, requires the election of one of each of the following allegedly patentably distinct species:

- A. Siloxane Units: Applicant is required to select the specific siloxane units of the block copolymer as recited in claim 1. Applicants must further select the type (block, triblock, or graft) of copolymer as recited in claims 23, 30, and 31.

Applicant hereby elects a block copolymer comprising dimethylsiloxane units. With regard to polymer type, Applicant hereby elects a graft copolymer.

- B. Therapeutic Agent: Applicant is required to select the specific type or mixtures thereof of therapeutic agents as recited in claim 7.

Applicant hereby elects paclitaxel.

- C. Tg Non-Siloxane Units: Applicant must select the specific type or mixtures thereof of non-siloxane units as recited in claims 1, 9, 11-14, 15-16, 19, 28 and 29.

Applicant hereby elects a block copolymer comprising styrene units. In some embodiments, the copolymer may further comprise a substantially hydrophilic non-siloxane unit such as poly(1-vinyl-2-pyrrolidone).

- D. Supplemental Polymer: Applicant must select a specific type of supplemental polymer or mixture of types as recited in claim 18.

Applicant hereby elects styrene-isobutylene copolymers.

The above elections are made with traverse, as it is believed that the search and examination of all the claims in the application can be made without serious burden.

Corresponding Claims

Claims 1, 5-9, 11, 12, 14-16, 18-20, 22, 23, 28, 29, 31, 32 are believed to be readable upon the above elected species.

Conclusion

Should the Examiner be of the view that an interview would expedite consideration of the application, request is made that the Examiner telephone the Applicants' attorney at (703) 433-0510 in order that any outstanding issues be resolved.

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Respectfully submitted,

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